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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

East Bay Sanctuary Covenant, *et al.*,

Plaintiffs,

v.

Donald J. Trump, President of the United States, *et al.*,

Defendants.

Case No.: 18-cv-06810-JST

**[PROPOSED] PRELIMINARY
INJUNCTION**

1 Plaintiffs' application for a Preliminary Injunction came before this Court for consideration
2 on December 19, 2018. Upon consideration of the application, and for good cause shown, IT IS
3 HEREBY ORDERED as follows:

4 **Preliminary Injunction**

5 The Court finds that Plaintiffs have demonstrated a substantial likelihood of success on the
6 merits of their claims that Defendants' Interim Final Rule/Presidential Proclamation are in violation
7 of (1) the Immigration and Nationality Act, and (2) the Administrative Procedure Act. The Court
8 further finds that Defendants' conduct as alleged above has caused and, absent the requested relief,
9 will continue to cause irreparable harm to Plaintiffs. The balance of hardships tips sharply in
10 Plaintiffs' favor, and the public interest will be served by the injunction.

11 Accordingly, IT IS HEREBY ORDERED that, pending the final disposition of this action,
12 Defendants Donald J. Trump, President of the United States, in his official capacity; Matthew G.
13 Whitaker, Acting Attorney General, in his official capacity; U.S. Department of Justice; James
14 McHenry, Director of the Executive Office for Immigration Review, in his official capacity; the
15 Executive Office for Immigration Review; Kirstjen M. Nielsen, Secretary of Homeland Security, in
16 her official capacity; U.S. Department of Homeland Security; Lee Francis Cissna, Director of the
17 U.S. Citizenship and Immigration Services, in his official capacity; U.S. Citizenship and
18 Immigration Services; Kevin K. McAleenan, Commissioner of U.S. Customs and Border Protection,
19 in his official capacity; U.S. Customs and Border Protection; Ronald D. Vitiello, Acting Director of
20 Immigration and Customs Enforcement, in his official capacity; and Immigration and Customs
21 Enforcement, and all persons acting under their direction, are enjoined from implementing or
22 enforcing the Interim Final Rule/Presidential Proclamation.
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IT IS SO ORDERED.

Dated:

JON S. TIGAR
United States District Judge